

MINUTES

UTAH Dentist Dental Hygienist Licensing Board MEETING

May 18, 2007

**Room 475 – 4th Floor – 8:15 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 8:19 a.m.

ADJOURNED: 12:07 p.m.

Bureau Manager:

Daniel T. Jones

Board Secretary:

Lee Avery

Board Members Present:

Brian Lundberg, DDS, Chairperson
Anna Policelli RDH,
Joseph Mirci, DDS
Pamela Jolley
Stephen Morgan, DDS

Board Members Excused:

Alexander Larsen, DDS
Brent Larson, DDS
James Ence, DDS
Karen Bateman, RDH

Guests:

John Steed, DDS
Charles Foster, DDS
Richard Engar, DDS

DOPL Staff Present:

F. David Stanley, Division Director
Mitchell Jones, General Attorney Office

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

**ADMINISTRATIVE BUSINESS:
MINUTES:**

The minutes from the April 20, 2007 meeting were reviewed. Ms. Policelli motioned to accept the minutes, seconded by Dr. Mirci. The motion carried unanimously.

Discussion:

The Board briefly discussed its concerns regarding Dr. Sage White not keeping his appointment with it. The

Board noted Dr. White is not in compliance with his stipulation.

The Board briefly discussed an article regarding dental Amalgam. The Board took no position on this article.

APPOINTMENTS:

Dr. Bret Tucker, DDS, Probation Interview

Dr. Bret Tucker presented himself to the Board. Dr. Stephen Morgan conducted the interview. Dr. Tucker advised the Board things were going well. The Board expressed a concern regarding a prescription written by Dr. Tucker. Dr. Tucker stated he has not written any prescriptions, he will research this and forward a copy to Mr. Jones. Dr. Tucker stated he attends support meetings and is still doing the drug screens. Dr. Tucker will send his meeting cards to the Division. The Board noted Dr. Tucker has eleven (11) months left on probation. The Board asked to see Dr. Tucker in November 2007. **In Compliance.**

Dr. Kathleen McCombs, DDS, Probation Interview

Mr. Jones briefly discussed the progress Dr. McCombs has made. She is working and trying to establish her practice. Dr. Kathleen McCombs presented herself to the Board. Dr. Morgan conducted the interview. Dr. McCombs advised the Board she works one day a week with Dr. Lee. Dr. McCombs stated she is in the beginning stages of reestablishing her practice. The Board gave Dr. McCombs a log to track her working hours since her license has been placed on probation and asked her to complete this and bring it to her next meeting with it. The Board also asked Dr. McCombs to have Dr. Lee sign off on the log. After a brief discussion with Dr. McCombs, Dr. McCombs asked the Board to consider approving her Class III Anesthesia permit. Mr. Jones noted Dr. McCombs meets qualifications for a Class III. After further discussion, Ms. Policelli motioned to approve a Class III Anesthesia Permit for Dr. McCombs. After further discussion, Dr. Morgan seconded the motion. The motion carried unanimously. The Board asked to see Dr. McCombs in August 2007. **In Compliance.**

Dr. John Israelsen, DDS, Probation Interview

Dr. Israelsen presented himself to the Board. Ms. Policelli conducted the interview. Dr. Israelsen stated he keeps busy with his practice, working his father's farm and is involved in a lot of sport activities. Dr. Israelsen advised the Board he works four (4) days a week. One of his staff may be moving out of state and if she leaves he will replace her. Dr. Israelsen stated he does not have nitrous in his office and he continues to share a waiting room with Dr. Binns, however, they each have their own patients. Dr. Israelsen stated he attends two (2) Alcoholics Anonymous (AA) meetings a month and a support group with his continuing education group, monthly. The Board asked him to fax documentation of his continuing education (CE's) and attendance meetings to the Division, noting he is not in compliance until this is received. The Board asked to see Dr. Israelsen in September 2007.

Note: as of 6/1/07, Documentation of CE's from Dr. Israelsen has been received however documentation of his support meetings has not been received.

Not in Compliance.

Dr. Troy Yates, DDS, Probation Interview

Dr. Troy Yates presented himself to the Board. Dr. Lundberg conducted the interview. The Board noted it has been six (6) months since the last time he met with it. Dr. Yates advised the Board he has been on probation for two (2) and ½ years. He continues to attend Professionals in Recovery (PIR) meetings and is no longer taking any kind of medication. He continues stretching and going to the gym to help his back and stress. Dr. Yates gave the Board his continuing education (CE) documentation. The Board asked to see Dr. Yates in November 2007.

In Compliance.

Dr. Sage White, DDS, Probation Interview

Mr. Jones advised the Board Dr. White is unable to keep his appointment with it.

Discussion:

The Board expressed its concern regarding Dr. White not bringing the charts and x-rays the Board requested and is not keeping his appointments with it. The

Board advised Mr. Jones it wanted to see Dr. White at the next meeting with the requested documents.

Mr. Jones will contact Dr. Mirci for the list of documents the Board wants from Dr. White.

Dr. Brent Sonnenberg, DDS, Probation Interview

Dr. Sonnenberg presented himself to the Board. Dr. Mirci conducted the interview. Dr. Sonnenberg advised the Board things are going well. They schedule patients three (3) days a week however he is on call two (2) days a week. Dr. Sonnenberg gave the Board his support meeting attendance cards. He attends Recovery Bridge and a twelve (12) step meeting too. The Board expressed concern regarding a prescription he wrote for Lortab. Dr. Sonnenberg stated he did not write the prescription. The Board gave him the prescription information and encouraged Dr. Sonnenberg to research this and send the information into the Division. The Board asked Dr. Sonnenberg to submit his continuing education (CE) documentation to the Board. Dr. Sonnenberg stated he has the same three (3) employees and one (1) part time employee since his probation started. The Board asked to see Dr. Sonnenberg in September 2007.

In Compliance.

Dr. Paul Benson, DDS, Probation Interview

Dr. Benson presented himself to the Board. Dr. Mirci conducted the interview. Dr. Benson stated things were going fine. He finished his meetings with Dr. Brunson and he continues to meet with Dan Gray monthly and then attends group meetings once a week. Dr. Benson stated he attends Life Start meetings and has found these to be very helpful. He completed an online ethics course at dentaethics.org. He finished the boundaries program in San Diego, California. The Board asked Dr. Benson to submit this documentation to the Division. Dr. Benson stated he has been removed from some hospital and insurance lists because of his probationary status. Dr. Benson stated his office manager is acting as the chaperone. She makes sure there is always someone with him regardless if the patient is a male or female. The Board asked to see Dr. Benson in September 2007.

In Compliance.

Dr. John Myers, DDS, Probation Interview

Dr. John Myers presented himself to the Board. Dr. Mirci conducted the interview. Dr. Myers advised the Board he had carpal tunnel surgery on both wrists at once. He goes to physical therapy and has not needed pain medication. He continues to attend support meetings and after care meetings. Dr. Myers gave the Board his attendance cards and a letter from Dr. Chris Goodman. Dr. Myers stated he goes to Donated Dental three (3) ½ days a week. Dr. Myers stated his work schedule is Tuesday and Friday he is at Dr. Goodman's office working on Dr. Goodman's patients. Dr. Goodman is always there when he is working. Dr. Myers is getting ready to see his own patients on Monday's and Thursday's and is looking for a part time dental assistant to help. Dr. Michael Hainey asked Dr. Myers to work at his office, on Dr. Hainey's patients, on Wednesday's. Dr. Myers stated he has scheduled Dr. Goodman to meet with the Board at his next meeting. The Board asked Dr. Myers for a current practice plan and gave him the Boards outline. The Board also gave Dr. Myers its work log form and asked Dr. Myers to track his working hours and submit this to the Board. The Board briefly discussed the possibility of allowing Dr. Myers to use nitrous. The Board felt it was too soon to amend Dr. Myers Memorandum of Understanding (MOU) to allow him to use nitrous. The Board asked to see Dr. Myers in August 2007. **In Compliance**

Dr. Perry Fifield, DDS, Probation Interview

Dr. Fifield presented himself to the Board. Dr. Morgan conducted the interview. The Board noted it last met with Dr. Fifield in November 2006. The Board noted Dr. Fifield has not paid his fines. Dr. Fifield advised the Board he has had numerous stresses, including the death of his mother, custody of his son and he stopped working in Dr. Rasmussen's office in December 2006. Dr. Fifield stated he did complete the required ethics course, taken at Davis Applied Technology College (DATC). Dr. Fifield stated he has completed over ninety two (92) hours of community service, however is unable to document all of the hours. The Board encouraged Dr. Fifield to

obtain these hours outside the office and encouraged him to contact places like Donated Dental. The Board reminded Dr. Fifield if he does not work for more than sixty (60) days, his probation stops until he starts working again. The Board gave Dr. Fifield its Work Log form to keep track of his work hours and community service hours. The Board encouraged Dr. Fifield to get back on track and asked to see him in August 2007.

Not in Compliance

Note* Dr. Fifield left the meeting without the above logs. These were mailed to him on June 1, 2007.

Dr. Dale Hibbert, update on probationer

Dr. Hibbert presented himself to the Board. Dr. Hibbert advised the Board he supervises Dr. Rod Gardner. Dr. Hibbert stated he wanted the Board to know how well Dr. Gardner is doing. Dr. Hibbert stated Dr. Gardner works three (3) to four (4) days a week, working every other Saturday. Dr. Hibbert noted they are able to get Dr. Gardner on only three (3) insurance plans. Dr. Hibbert reviewed Dr. Gardner's progress with it. Dr. Hibbert requested the Board consider releasing Dr. Gardner early from his probation. The Board advised Dr. Hibbert he was very lucky to get Dr. Gardner on three (3) insurances and it was very happy with Dr. Gardner's progress, however, it rarely gives early releases to probationers. The Board noted statistic's show relapse time for addictions is during years three (3) and five (5). The Board was concerned with the many ups and downs Dr. Gardner has had in previous years, it was not comfortable giving him an early release. The Board thanked Dr. Hibbert for his willingness to work with Dr. Gardner and credited Dr. Hibbert for some of Dr. Gardner's success.

**Dr. Richard Engar, review of an article
"The Lean Way" a new dental device.**

Dr. Engar presented himself to the Board and gave it copies of an article "The Lean Way", a new dental device which helps patients in weight reduction. The Board reviewed the article. Mr. Jones stated placing the device in the patients mouth is within the scope of

practice for a dentist, however, the dentist cannot monitor the weight loss. This needs to be by the patient's physician. The Board took no action at this time.

BUSINESS FROM PREVIOUS MEETING:

Finalization of the Supervising Dentist form

The Board briefly reviewed the Supervising Dentist form and gave Mr. Jones some suggestions for changes.

Finalization of the Probation Work Log form

The Board briefly reviewed the work log and gave Mr. Jones some suggestions for changes.

DISCUSSION:

Dental Advertising Letters of Concern, Daniel T. Jones

Mr. Jones briefly reviewed with the Board the letters of concern the Division is sending to some dentists regarding their compliance with the statutes in their advertising.

Radiology Course for Dr. Eric Vogel, DDS,
from Provo Utah 84601

The Board reviewed and approved the Radiology Course submitted by Dr. Eric Vogel, DDS and Eileen Bidstrup DA.

ADJOURN:

Motion to adjourn by Dr. Morgan at 12:07 p.m.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

August 17, 2007
Date Approved

(ss) Brian Lundberg, DDS
Chairperson, Dentist Dental Hygienist Licensing Board

August 17, 2007
Date Approved

(ss) Daniel T. Jones
Bureau Manager, Division of Occupational & Professional
Licensing